



CANNON BUILDING  
861 SILVER LAKE BLVD., SUITE 203  
DOVER, DELAWARE 19904-2467

**STATE OF DELAWARE**  
**BOARD OF MEDICAL LICENSURE AND DISCIPLINE**

TELEPHONE: (302) 744-4500  
FAX: (302) 739-2711  
WEBSITE: [DPR.DELAWARE.GOV](http://DPR.DELAWARE.GOV)  
EMAIL: [customerservice.dpr@state.de.us](mailto:customerservice.dpr@state.de.us)

PUBLIC MEETING MINUTES:	<b>DELAWARE BOARD OF MEDICAL LICENSURE AND DISCIPLINE</b>
MEETING DATE AND TIME:	<b>Tuesday, June 6, 2017, at 2:30 p.m.</b>
PLACE:	861 Silver Lake Boulevard Second Floor Conference Room A Dover, Delaware
MINUTES APPROVED:	September 19, 2017

**MEMBERS PRESENT**

Karyl Rattay, M.D., Professional Member, President  
Gregory Adams, M.D., Professional Member  
Garrett H. Colmorgen, M.D., Professional Member  
Stephen Cooper, M.D., Professional Member  
Georges A. Dahr, M.D., Professional Member  
Barry Bakst, D.O., Professional Member  
Joseph Parise, D.O., Professional Member  
Brian Villar, M.D., Professional Member  
Malvine Richard, Ed.D, Public Member  
Mary Ryan, Public Member  
N.C. Vasuki, Public Member  
Mary Lomax, Ed.D Public Member  
Sharon Williams-Mayo, Public Member  
Janice Truitt, Public Member

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT**

Patty Davis, Deputy Attorney General  
Shauna Slaughter, Deputy Director  
Devashree Brittingham, Executive Director  
Nicole Williams, Administrative Specialist III

**MEMBERS ABSENT**

Stephen Lawless, M.D., Professional Member  
Vonda Calhoun, Public Member

**ALSO PRESENT**

Roger Roy of TELADOC  
Hooshang Shanehsaz, Vice-President of the Board of Pharmacy

**CALL TO ORDER**

Dr. Rattay called the meeting to order at 3:00 p.m.

## **REVIEW AND APPROVAL OF MINUTES**

The Board reviewed the May 2, 2017 executive session and regular meeting minutes for approval. Dr. Colmorgen moved, seconded by Dr. Parise, to approve both sets of minutes as written. By unanimous vote, the motion carried.

## **UNFINISHED BUSINESS**

### **Results of Executive Session Discussion**

The Board discussed the results of the executive session discussions that included the investigations recommended for closure, letters of concern, dismissals by Attorney General's office and the written and verbal exceptions presented to the Board.

After reviewing the results of the investigations, the Board determined in the exercise of its discretion, that the complaints not proceed further and that the following investigations be closed as noted without prosecution. Dr. Colmorgen moved, seconded by Dr. Parise. By unanimous vote, the motion carried.

#### **Recommended for Dismissal**

10-88-15; 10-132-15; 10-136-15; 10-21-16; 10-29-16; and 10-39-16

The Board decided to table Case number 10-132-15 until next month's meeting for additional information. Dr. Colmorgen moved, seconded by Dr. Parise. By unanimous vote, the motion carried.

After reviewing the results of the investigations, the Board determined in the exercise of its discretion, that the complaints not proceed further and that the following investigations be closed as noted without prosecution. Dr. Colmorgen moved, seconded by Dr. Parise. By unanimous vote, the motion carried.

#### **Recommended for Letter of Concern**

10-21-16 and 10-56-16

After reviewing the results of the investigations, the Board determined in the exercise of its discretion, that the complaints not proceed further and that the following investigations be closed as noted without prosecution. Dr. Colmorgen moved, seconded by Dr. Parise. By unanimous vote, the motion carried.

#### **Recommended for Closure without Questions**

10-11-12; 10-118-12; 10-120-12; 10-133-12; 10-138-12; 10-147-12; 10-124-14; 10-112-15; 10-124-15; 10-32-16; 10-51-16; and 10-56-16

### **Review and Consider Consent Agreement – Heather S. Kohli-Werner, PA Case No.: 10-85-16**

The Board reviewed and considered the consent agreement for Heather S. Kohli-Werner, PA, Case No.: 10-85-16. Dr. Colmorgen moved, seconded by Dr. Parise, to accept the consent agreement for Heather S. Kohli-Werner, PA. By unanimous vote, the motion carried.

### **Review and Consider Consent Agreement – Michael Mark, M.D. Case No.: 10-10-17**

The Board reviewed and considered the consent agreement for Michael Mark, M.D., Case No.: 10-10-17. Dr. Colmorgen moved, seconded by Dr. Parise, to accept the consent agreement for Dr. Mark. By unanimous vote, the motion carried.

Review and Consider Consent Agreement – Rodolfo J. Rios, M.D. Case No.: 10-17-16

The Board reviewed and considered the consent agreement for Rodolfo J. Rios, M.D., Case No.: 10-17-16. Dr. Colmorgen moved, seconded by Dr. Parise, to reject the consent agreement for Dr. Rios. By unanimous vote, the motion carried.

Review and Consider Consent Agreement – Wilson Fulla Bernales, M.D. Case No.: 10-40-16

The Board reviewed and considered the consent agreement for Wilson Fulla Bernales, M.D., Case No.: 10-40-16. Dr. Colmorgen moved, seconded by Dr. Parise, to accept the consent agreement for Dr. Bernales. By unanimous vote, the motion carried.

Written Public Comment for BOMLD Telemedicine Regulation

Ms. Davis stated that the Board has only received only one written public comment thus far and that the open comment period will be open for an additional 15 days for any future public written comments to be submitted to the Board.

Review and Consider Order from Hearing Officer Recommendation – Senad Cemerlic, M.D. Case No. 10-113-15

The Board reviewed the Order for Dr. Cemerlic. Dr. Rattay signed the final order for Dr. Senad Cemerlic Case No. 10-113-15.

Update on Dr. Koehler's PTD Application

Ms. Brittingham provided the Board with an update on Dr. Koehler's PTD Hearing. Dr. Koehler after being informed his application was being proposed to deny, he requested to withdraw his application from consideration.

**NEW BUSINESS**

Approve Applications for Registration and Licensure

M.D.'s for Licensure

Dr. Colmorgen moved, seconded by Dr. Parise, to approve the following medical doctors for a certificate to practice medicine, as all applicants had met the licensure requirements as set forth by statute. By unanimous vote, the motion carried.

Carol Andersen	Nandini Bhat	Sean Bidic	Lars Boman	Robin Brehm
Ana Camacho	Jennifer Carite	Gina Carlotti	Yasmin Chaudhry	John Crues
Janet Cruz	Brandon Dawkins	Rituparna Deb	Michael Wiedner	Keenon White
Samuel Elias-Ausi	Douglas Elwood	Craig Fisher	Sreenath Ganganna	Hina Ghory
Veda Giri	Arieda Gjipopulli	Mitchel Guttenplan	Patrick Hanley	Geoffrey Hayden
Evan Hawbaker	Erica Heilman	Alan Hsu	Rebecca Jaslow	Katherine Jenq
Jennifer Johnson	Eric Kemmerer	Kathryn Kolquist	Ikechi Konkwo	Chaiya Laoteppitaks

Marc Laufgraben	Raja Malhi	John McArthur	Roshan Modi	Katherine Moore
Qayyum Nazar	Courtney Nelson	Elizabeth O'Donnell	Ashok Ramachandra	Jay Patel
Somi Rikhye	Hinna E. Shah	Maria Shah	Charles Shao	Lisa Shives
Ravinder Singh	Orel Swenson	Khanh Thieu	Constantinos Chrysostomou	

D.O.'s for Licensure

Dr. Colmorgen moved, seconded by Dr. Parise, to approve the following medical doctors for a certificate to practice medicine, as all applicants had met the licensure requirements as set forth by statute. By unanimous vote, the motion carried.

Laura Connor	Leonard Goldsmith	Michael Kalil	Thanh Thien Le	Phong Quoc Le
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Physician Assistants for Licensure

Dr. Cooper moved, seconded by Dr. Baskt, to approve the following Physician Assistants for licensure as noted below. By unanimous vote, the motion carried.

Kathryn Doshi	Alice Isidro	Jaclyn Nash	Chioma Njoku	Christine Martindale
Ashley Poole	Veronica Rigler			

Physician Assistants for Prescriptive Authority – Controlled and Non-Controlled

Dr. Cooper moved, seconded by Dr. Baskt, to approve the following Physician Assistants for controlled and non-controlled prescriptive authority as noted below. By unanimous vote, the motion carried.

Alice Isidro	Christine Koenigbauer	Christine Martindale	Ashley Poole
Amy Werner			

Respiratory Care Practitioners

Dr. Parise moved, seconded by Ms. Truitt, to approve the following Respiratory Care Practitioners for licensure as noted below. By unanimous vote, the motion carried.

Thomas Buchanan, II	Susan di Michele	Desiree Gonzalez	Kelly Hurst	Charles Kelley
Nikkia Livingston	Tamir Wiggins	Colleen Rubini	Ilyce Mitchell	Millicent Valle

Paramedics

Dr. Parise moved, seconded by Dr. Richards, to approve the following Paramedics for licensure as noted below. By unanimous vote, the motion carried.

Christine Huovinen	Tommy Pawlikowski
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Acupuncture Practitioners

None

Eastern Medicine Practitioners

None

Acupuncture Detoxification Specialists

None

Genetic Counselors

Dr. Parise moved, seconded by Dr. Richards, to approve the following Genetic Counselors for licensure as noted below. By unanimous vote, the motion carried.

Rachael Cabey	Chana Wiesman	Laurel Jolly	Esther Rose	Kelly Tangney
Carmelina Heydrich				

Polysomnography Practitioners

Dr. Cooper moved, seconded by Dr. Parise, to approve the following Polysomnography Practitioners for licensure as noted below. By unanimous vote, the motion carried.

Mitchell Wisneski

Certified Professional Midwives  
None

Board of Pharmacy – Physician Dispensing

Hooshang Shanehsaz, Vice-President of the Board of Pharmacy, addressed the Board concerning physician dispensing. Mr. Shanehsaz stated that the Board of Pharmacy has the biggest concern with urgent care and walk-in clinics because they do not fall under the Board of Pharmacy's jurisdiction yet there are physician dispensing medications from such facilities. The Board of Medical Licensure and Discipline engaged in further discussion on solutions to the concerns Mr. Shanehsaz raised on behalf of the Board Pharmacy.

Dr. Colmorgen moved, seconded by Ms. Ryan, to ask the Board of Pharmacy to assist the Board of Medical Licensure and Discipline in developing a regulation with regards to dispensing. Ms. Davis will coordinate efforts with the Board of Pharmacy's DAG to draft a regulation that addresses the aforementioned concerns. By unanimous vote, the motion carried.

Dilipkumar Joshi, M.D. – Approval of Independent Auditor

The Board reviewed and discussed the documentation submitted by Dr. Joshi for approval of the Independent Auditor per his board order. The Board requested additional information on the background and expertise of the auditor. Ms. Brittingham will communicate the Board's request for additional information to Dr. Joshi's attorney.

Review Application for Toussaint Reynolds, M.D. – requires a waiver took over 7 years to pass all three steps of the USMLE

The Board reviewed and discussed the application for Toussaint Reynolds, M.D. Dr. Adams moved, seconded by Dr. Cooper, to propose to deny the application for Dr. Reynolds. Ms. Truitt opposed. By majority vote, the motion carried.

**Other Business before the Board (For Discussion Only)**

Legislative Update – Senate Bill No. 39

Ms. Slaughter addressed the Board to provide an update on Senate Bill 39. It is currently waiting to be placed on a House Committee agenda.

**PUBLIC COMMENT**

There was no public comment.

**NEXT MEETING DATE**

The Board will hold their next meeting on Tuesday, July 18, 2017, at 2:00 p.m., in the 2<sup>nd</sup> floor Conference Room "A" of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

**ADJOURNMENT**

There being no further business before the Board, Dr. Parise moved, seconded by Dr. Bakst to adjourn the meeting. By unanimous vote, the motion carried. The meeting adjourned at 4:07 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Nicole M. Williams".

Nicole M. Williams  
Administrative Specialist III